

EXHIBIT A

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

**LAURA FAUGHT and STEVEN
FAUGHT, on behalf of themselves and
all others similarly situated,**

Plaintiffs,

v.

**AMERICAN HOME SHIELD
CORPORATION,**

Defendant.

Case No.: 2:07-CV-1928-RDP

DECLARATION OF RACHEL B. NIEWOEHNER

I, Rachel B. Niewoehner, declare as follows:

1. I am an attorney at Sidley Austin LLP ("Sidley"), representing Defendant American Home Shield. I am licensed to practice law in Illinois, and I have been admitted to appear *pro hac vice* in the case captioned above. I submit this declaration in support of the motion for final approval of the settlement in this case. The matters set forth in this declaration are based upon my personal knowledge.

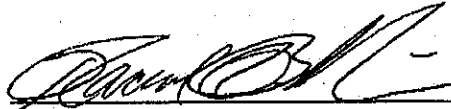
2. On October 19, 2009, pursuant to 28 U.S.C. § 1715, I caused a notice of the class action settlement in the above-captioned case to be served on the appropriate state and federal regulators via Federal Express. None of those notices were returned to me as undeliverable.

3. A true and correct copy of the list of recipients of the notice is attached as Exhibit A to this declaration.

4. A true and correct copy of the notice that was sent to the Texas Real Estate Commission (without the attachments to that notice) is attached as Exhibit B to this declaration.

I declare under penalty of perjury pursuant to the laws of the State of Alabama and the United States that the foregoing is true and correct to the best of my knowledge.

Executed on February 25th, 2010 at Chicago, Illinois.

A handwritten signature in black ink, appearing to read 'Rachel B. Niewoehner', is written over a horizontal line.

Rachel B. Niewoehner



RECIPIENTS OF CAFA NOTICE

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FOUNDED 1866

October 19, 2009

By Federal Express

Beverly Rabenberg
Texas Real Estate Commission
1101 Camino La Costa
Austin, TX 78752

Re: Notice of Class Action Settlement Pursuant to 28 U.S.C. § 1715

Dear Ms. Rabenberg:

I write to notify you, pursuant to 28 U.S.C. § 1715, that a proposed Class Action Stipulation of Settlement in *Faught v. American Home Shield Corporation*, Case No. CV-07-P-1928-S (N.D. Ala.), was filed on October 9, 2009. The proposed Stipulation of Settlement is intended to fully resolve and settle any and all claims related to the subject matter of the above-named case between a class of plaintiffs, as represented by named plaintiffs Laura Faught and Steven Faught, and defendant American Home Shield Corporation ("AHS"), all as explained more fully in the Stipulation of Settlement.

Pursuant to 28 U.S.C. § 1715, the following documents are enclosed:

1. *Complaint, Amended Complaint, and Related Materials* (28 U.S.C. § 1715(b)(1))

Copies of the Complaint and Amended Complaint, each with all exhibits, are attached as Exhibits 1 and 2.

2. *Notice of any Scheduled Judicial Hearing* (28 U.S.C. § 1715(b)(2))

The Court has not yet scheduled the Fairness Hearing.

3. *Proposed Notification to Class Members* (28 U.S.C. § 1715(b)(3))

The proposed notice to be provided to class members is Exhibit B to the Stipulation of Settlement, which is included herein as Exhibit 3.



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4. *Proposed Class Action Settlement Agreement* (28 U.S.C. § 1715(b)(4))

A copy of the executed Stipulation of Settlement, with exhibits, is attached as Exhibit 3.

5. *Any Settlement or Other Agreement* (28 U.S.C. § 1715(b)(5))

There are no settlements or other agreements between class counsel and counsel for defendant other than the Stipulation of Settlement.

6. *Final Judgment* (28 U.S.C. § 1715(b)(6))

There has been no final judgment or notice of dismissal. However, the proposed Final Approval Order is Exhibit C to the Stipulation of Settlement, which is included herein as Exhibit 3.

7. *Estimate of Class Members in Each State* (28 U.S.C. § 1715(b)(7)(B))

It is not feasible to provide a complete list of class members residing in each state who may be encompassed within the proposed settlement. Therefore, a reasonable estimate of the number of class members residing in each State is attached as Exhibit 4.

8. *Judicial Opinions Related to the Settlement* (28 U.S.C. § 1715(b)(8))

There are no judicial opinions related to the settlement at this time.

Very truly yours,

A handwritten signature in black ink, appearing to read "Rachel B. Niewoehner".

Rachel B. Niewoehner

Enclosures